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Director's Office

IOWA DEPARTMENT OF NATURAL RESOURCES  
ADMINISTRATIVE ORDER

IN THE MATTER OF:

**ANTHONY FEHR and ACL FEHR  
LLC**

Facility #65290  
Section 18, Whittemore Township  
Kossuth County, Iowa

CONSENT AMENDMENT TO  
ADMINISTRATIVE ORDER  
NO. 2011-AFO-25

TO: Anthony Fehr  
102 - 190<sup>th</sup> Street  
Whittemore, Iowa 50598

Larry Fehr  
308 8<sup>th</sup> Street SW #19  
West Bend, Iowa 50597

Administrative Order No. 2011-AFO-25 was issued to Anthony Fehr and ACL Fehr LLC on October 16, 2012, and was appealed. In the interest of settling this appeal, the order is amended as follows:

1. Section V ORDER, Paragraph 2 is replaced with the following:

Pay an administrative penalty in the amount of \$2,000.00 in accordance with the payment plan listed below.

2. Section VI PENALTY is replaced with the following:

For purposes of settlement of the appeal of Administrative Order No. 2011-AFO-25, the parties have agreed that Anthony Fehr and ACL Fehr LLC shall pay a penalty in the amount of \$2,000.00. The penalty shall be paid to the Department in accordance with the following payment plan. If any of the payments are not made in accordance with the plan, the remaining penalty shall be due immediately.

\$91.00 due April 1, 2012	\$83.00 due April 1, 2013
\$83.00 due May 1, 2012	\$83.00 due May 1, 2013
\$83.00 due June 1, 2012	\$83.00 due June 1, 2013
\$83.00 due July 1, 2012	\$83.00 due July 1, 2013
\$83.00 due August 1, 2012	\$83.00 due August 1, 2013
\$83.00 due September 1, 2012	\$83.00 due September 1, 2013
\$83.00 due October 1, 2012	\$83.00 due October 1, 2013
\$83.00 due November 1, 2012	\$83.00 due November 1, 2013
\$83.00 due December 1, 2012	\$83.00 due December 1, 2013
\$83.00 due January 1, 2013	\$83.00 due January 1, 2014
\$83.00 due February 1, 2013	\$83.00 due February 1, 2014
\$83.00 due March 1, 2013	\$83.00 due March 1, 2014

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3. Section VII APPEAL RIGHTS is replaced with the following:

This Consent Amendment to Administrative Order No. 2011-AFO-25 is entered into knowingly and with the consent of Anthony Fehr and ACL Fehr LLC. For this reason, Anthony Fehr and ACL Fehr LLC waive the right to appeal this Consent Amendment to Administrative Order No. 2011-AFO-25.

4. In all other respects, Administrative Order No. 2011-AFO-25 remains in full force and effect.

Any questions regarding this order should be directed to:

Kelli Book  
Iowa Department of Natural Resources  
Legal Services Bureau  
7900 Hickman Road, Suite 1  
Windsor Heights, Iowa 50324  
515-281-8563

  
\_\_\_\_\_  
ROGER L. LANDE, DIRECTOR  
Iowa Department of Natural Resources

Dated this 27<sup>th</sup> day of  
March, 2012

  
\_\_\_\_\_  
ANTHONY FEHR/ACL FEHR LLC

Dated this 27 day of  
March, 2012

Facility #65290; Kelli Book; DNR Field Office 2; EPA; VIII.C.2